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Customer No. 006980  
Docket No.: ETAC1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of )  
DUBOSE, R. . ) Group Art Unit: 1745  
Serial No.: 09/975,870 ) Examiner: Not Assigned  
Filed: October 12, 2001 )  
For: **Method of Species Exchange and an )  
Apparatus Therefor** )

**RESPONSE TO NOTICE TO FILE MISSING**  
**PARTS OF NON-PROVISIONAL APPLICATION-FILING DATE GRANTED**

BOX: MISSING PARTS  
Honorable Assistant Commissioner of  
Patents  
Washington, D.C. 20231

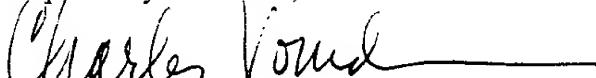
Atlanta, Georgia 30308-2216

Dear Sir:

The Notice To File Missing Parts of Non-Provisional Application-Filing Date Granted dated November 13, 2001 has been received and reviewed. In response thereto, enclosed please find a Declaration executed and dated by the inventors along with the requisite \$65.00 filing fee under 37 CFR 1.16(e).

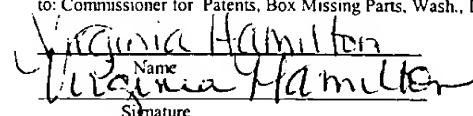
The commissioner is hereby authorized to charge Deposit Account No. 20-1507 for any additional fees due and credit any overpayment.

Respectfully submitted,

  
Charles Vondran  
Registration No. 45,315

Troutman Sanders LLP  
600 Peachtree Street, N.E., Suite 5200  
Atlanta, Georgia 30308-2216  
404.885.2689

I hereby certify that this correspondence is being deposited  
with the U.S. Postal Service as first class mail on 12/15/01 addressed  
to: Commissioner for Patents, Box Missing Parts, Wash., D.C. 20231

  
Virginia Hamilton  
Name  
Signature



JAN 16 2002

## UNITED STATES PATENT AND TRADEMARK OFFICE

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COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/975,870	10/12/2001	Ronald Arthur DuBose	ETAC1

## CONFIRMATION NO. 9713

006980  
 TROUTMAN SANDERS LLP  
 BANK OF AMERICA PLAZA, SUITE 5200  
 600 PEACHTREE STREET, NE  
 ATLANTA, GA 30308-2216

## FORMALITIES LETTER



\*OC000000007053369\*

Date Mailed: 11/13/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

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*A copy of this notice **MUST** be returned with the reply.*

*FSAYCON*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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PTO/SB/21 (6-98)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FORM

(to be used for all correspondence after initial filing)

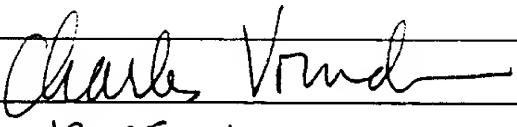
Total Number of Pages in This Submission

7

Application Number	09/975,870
Filing Date	October 12, 2001
First Named Inventor	DUBOSE, R.
Group Art Unit	1745
Examiner Name	Unassigned
Attorney Docket Number	ETAC1

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 C.F.R. § 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney or Authorization of Agent <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) <i>(please identify below):</i> <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">Return Postcard Declaration</div>
Remarks		

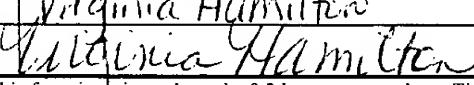
## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Charles Vorndran, Reg. No. 45,315
Signature	
Date	12-05-01

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on this date:

12/5/01

Typed or printed name	Virginia Hamilton
Signature	
Date	December 5, 2001

Burden Hour Statement. This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

<b>FEET TRANSMITTAL</b> <b>for FY 2001</b>		<b>Complete if Known</b>	
		Application Number	09/975,870
		Filing Date	October 12, 2001
		First Named Inventor	DUBOSE, R.
		Examiner Name	Unassigned
		Group Art Unit	1745
		Attorney Docket No.	ETAC1
<b>TOTAL AMOUNT OF PAYMENT</b> (\$65.00)			

<b>METHOD OF PAYMENT</b>		<b>FEES CALCULATION (continued)</b>																																																																																																																																																							
<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:          Deposit Account Number <b>20-1507</b></p> <p>Deposit Account Name <b>TROUTMAN SANDERS LLP</b></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17          Applicant Claims small entity status. See 37 CFR 1.27</p> <p><input checked="" type="checkbox"/></p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed:  <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money <input type="checkbox"/> Other Order</p>		<p><b>3. ADDITIONAL FEES</b></p> <table border="1"> <thead> <tr> <th>Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>Surcharge - late filing fee or oath</td><td>65.00</td></tr> <tr><td>127</td><td>50</td><td>227</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>For filing a request for ex parte reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>390</td><td>216</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>890</td><td>217</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,390</td><td>218</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,890</td><td>228</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>310</td><td>219</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>310</td><td>220</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>270</td><td>221</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,240</td><td>241</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,240</td><td>242</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>440</td><td>243</td><td>Design issue fee</td><td></td></tr> <tr><td>144</td><td>600</td><td>244</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>Processing fee under 37 CFR 1.17(q)</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146</td><td>710</td><td>246</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr> <tr><td>149</td><td>710</td><td>249</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr> <tr><td>179</td><td>710</td><td>279</td><td>Request for Continued Examination (RCE)</td><td></td></tr> <tr><td>169</td><td>900</td><td>169</td><td>Request for expedited examination of a design application</td><td></td></tr> <tr><td colspan="4">Other fee (specify) _____</td><td><b>SUBTOTAL (3) (\$)</b> <b>65.00.</b></td></tr> </tbody> </table>		Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Fee Description	Fee Paid	105	130	205	Surcharge - late filing fee or oath	65.00	127	50	227	Surcharge - late provisional filing fee or cover sheet		139	130	139	Non-English specification		147	2,520	147	For filing a request for ex parte reexamination		112	920*	112	Requesting publication of SIR prior to Examiner action		113	1,840*	113	Requesting publication of SIR after Examiner action		115	110	215	Extension for reply within first month		116	390	216	Extension for reply within second month		117	890	217	Extension for reply within third month		118	1,390	218	Extension for reply within fourth month		128	1,890	228	Extension for reply within fifth month		119	310	219	Notice of Appeal		120	310	220	Filing a brief in support of an appeal		121	270	221	Request for oral hearing		138	1,510	138	Petition to institute a public use proceeding		140	110	240	Petition to revive - unavoidable		141	1,240	241	Petition to revive - unintentional		142	1,240	242	Utility issue fee (or reissue)		143	440	243	Design issue fee		144	600	244	Plant issue fee		122	130	122	Petitions to the Commissioner		123	50	123	Processing fee under 37 CFR 1.17(q)		126	180	126	Submission of Information Disclosure Stmt		581	40	581	Recording each patent assignment per property (times number of properties)		146	710	246	Filing a submission after final rejection (37 CFR § 1.129(a))		149	710	249	For each additional invention to be examined (37 CFR § 1.129(b))		179	710	279	Request for Continued Examination (RCE)		169	900	169	Request for expedited examination of a design application		Other fee (specify) _____				<b>SUBTOTAL (3) (\$)</b> <b>65.00.</b>
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<p>*or number previously paid, if greater; For Reissues, see above</p>		<p>* Reduced by Basic Filing Fee Paid</p>																																																																																																																																																							

<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>			
Name (Print/Type)	Charles Vorndran	Registration. No.	45,315	Telephone	404-885-2689
Signature	<i>Charles Vorndran</i>			Date	12-5-01

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